

**APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER  
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE  
STATE OF NEVADA HERETOFORE APPROPRIATED**

Date of filing in State Engineer's Office. **APR 12 1995**

Returned to applicant for correction.

Corrected application filed. Map filed **5-22-90 under 54860**The applicant **Desert Pearl Farms****430 Highway 339**

Street and No. or P.O. Box No.

**Yerington**

City or Town

**Nevada 89447**

State and Zip Code No.

hereby make <sup>S</sup> application for permission to change the**Point of Diversion and Place of Use of a portion**

Point of diversion, manner of use, and/or place of use

**Permit 54860**

of water heretofore appropriated under

Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and

identify right in Decree.

1. The source of water is **Underground**  
Name of stream, lake, underground spring or other source.
2. The amount of water to be changed **0.136 c.f.s., 34 AFA**  
Second feet, acre feet. One second foot equals 448.83 gallons per minute.
3. The water to be used for **Irrigation**  
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.
4. The water heretofore permitted for **Irrigation**  
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.
5. The water is to be diverted at the following point **NW $\frac{1}{4}$ SW $\frac{1}{4}$  Section 26, T.13N., R.25E., MDB&M, or**  
Describe as being within a 40-acre subdivision of public survey and by course and  
**at a point from which the NE corner of Section 22, T.13N., R.25E., MDB&M**  
distance to a section corner. If on unsurveyed land, it should be stated.  
**bears North 6°41'10" West, 9263.10 feet**
6. The existing permitted point of diversion is located within **SE $\frac{1}{4}$ NE $\frac{1}{4}$  Section 26, T.13N., R.25E.,**  
If point of diversion is not changed, do not answer.  
**MDB&M, or at a point from which the E $\frac{1}{4}$  corner of said Section 26 bears South**  
**56°00'00" East, 147.00 feet**
7. Proposed place of use **8.5 acres within the SW $\frac{1}{4}$ NW $\frac{1}{4}$  and NW $\frac{1}{4}$ SW $\frac{1}{4}$  Section 36, T.13N., R.25E.,**  
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.  
**MDB&M**
8. Existing place of use **156 acres within the NW $\frac{1}{4}$ NE $\frac{1}{4}$ , NE $\frac{1}{4}$ NE $\frac{1}{4}$ , SE $\frac{1}{4}$ NE $\frac{1}{4}$ , SW $\frac{1}{4}$ NE $\frac{1}{4}$  Section 26,**  
Describe by legal subdivisions. If permit is for irrigation, state number of acres irrigated. If changing place of use and/or  
**and NW $\frac{1}{4}$ NW $\frac{1}{4}$  Section 25, T.13N., R.25E., MDB&M (8.5 acres to be removed leaving**  
manner of use of irrigation permit, describe acreage to be removed from irrigation.  
**a balance of 147.5 acres to be irrigated within the 200 acre place of use)**
9. Use will be from **January 1** to **December 31** of each year.  
Month and Day Month and Day
10. Use was permitted from **January 1** to **December 31** of each year.  
Month and Day Month and Day
11. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and  
specifications of your diversion or storage works.) **drilled well, pump and motor, and irrigation**  
State manner in which water is to be diverted, i.e. diversion structure,  
**distribution system**  
ditches, pipes and flumes, or drilled well, etc.
12. Estimated cost of works **works complete**
13. Estimated time required to construct works **works complete**

14. Estimated time required to complete the application of water to beneficial use 2 years

15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use:

Please use map on file at the Division of Water Resources under  
Application 54860 to support this application.

By s/Bruce R. Scott  
Bruce R. Scott, Resource Concepts, Inc.  
340 North Minnesota Street  
Carson City, Nevada 89703

Compared jk/sm cl/bk

Protested \_\_\_\_\_

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the point of diversion and place of use of a portion of the waters of an underground source as heretofore granted under Permit 54860 is issued subject to the terms and conditions imposed in said Permit 54860 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of the water begins or before the proof of completion of work is filed. If the well is flowing, a valve must be installed and maintained to prevent waste. This source is located within an area designated by the State Engineer pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The total combined duty of water under Permits 61127 and 61128 shall not exceed 183.33 acre-feet per season.

The total combined diversion rate under Permits 61127 and 61128 shall not exceed 1.01 cubic feet per second.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.136 cubic feet per second but not to exceed 34.0 acre-feet annually, and not to exceed a yearly duty of 4.0 acre-feet per acre of land irrigated from any and/or all sources.

Work must be prosecuted with reasonable diligence and be completed on or before May 14, 1996

Proof of completion of work shall be filed before June 14, 1996

Application of water to beneficial use shall be made on or before November 14, 1996

Proof of the application of water to beneficial use shall be filed on or before December 14, 1996

Map in support of proof of beneficial use shall be filed on or before December 14, 1996

Completion of work filed \_\_\_\_\_ IN TESTIMONY WHEREOF, I, R. MICHAEL TURNIPSEED, P.E.  
State Engineer of Nevada, have hereunto set my hand and the seal of my

Proof of beneficial use filed \_\_\_\_\_ office, this 14th day of December

Cultural map filed \_\_\_\_\_ A.D. 19 95

Certificate No. \_\_\_\_\_ Issued \_\_\_\_\_  
R. Michael Turnipseed, P.E.  
State Engineer

Abrogated By 65779 0.136